**GOVERNMENT OF ANDHRA PRADESH**
**ABSTRACT**

EFS&T Department - Diversion of 0.85 ha. of forest land in compartment No.132, Mangalagiri Block, Tadepalli RF, Guntur for providing BT surface to the road from Brahmanandapuram Church to AIIMS road in favour of Municipal Commissioner, Tadepalli Municipality, Tadepalli – Final (stage-II) approval accorded.

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**ENVIRONEMNT, FORESTS, SCIENCE & TECHNOLOGY (Section-II) DEPARTMENT**

**G.O.Ms.No.13** **Dated.31.03.2022**

**Read the following:-**

1)From the PCCF & HoFF, Lr.Ref.No.EFS02-15034/46/2020-FCA-SEC-PCCF/FCA-3, dt:27.04.2021 and even no.dt.23.06.2021.
2)State Govt.Lr.No.1008/Sec.II/2021, EFS&T(Sec.II) dept., dt.07.07.2021.
3)From GoI, MoEF&CC, IRO, Vijayawada, Lr.No.4-APB125/2021-Vij/59, Dated: 18.08.2021.
4)From the PCCF&HoFF, A.P.,Lr.Rc.No.EFS02-15034/46/2020-FCA SEC-PCCF/FCA-3, dated:21.11.2021.
5)State Govt.Lr.No.1008/Sec.II/2021/(1414165), EFS&T(Sec.II) dept., dt.12.01.2022.
6)From GoI, MoEF&CC, IRO, Vijayawada, Lr.No.4-APB125/2021-Vij/59, dt.07.02.2022.

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**ORDER:**

In the letter first read above, the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, has submitted a proposal under Forest (Conservation) Act, 1980, for diversion 0.85 ha. of forest land in compartment No.132, Mangalagiri Block, Tadepalli RF, Guntur for providing BT surface to the road from Brahmanandapuram Church to AIIMS road in favour of Municipal Commissioner, Tadepalli Municipality, Tadepalli and requested to take further action in the matter, subject to the conditions stipulated in Government of India, Ministry of Environment, Forests & Climate Change, New Delhi in F.No.5-2/2017 (FC Division), Dt. 28.03.2019.

2. In the letter 2nd read above, the proposal of the Principal Chief Conservator of Forests & HoFF was sent to Government of India, Ministry of Environment & Forests, Integrated Regional Office, Vijayawada for according forest clearance under Section-2 of Forest (Conservation) Act, 1980.

3. In the letter 3rd read above, the Government of India, Ministry of Environment & Forests, Integrated Regional Office, Vijayawada, have accorded in-principle (Stage-I) approval under Section-2 of Forest (Conservation) Act, 1980, for the proposal, subject to compliance of certain conditions stipulated therein. Accordingly, in the letter 5th read above, State Government furnished compliance report on the Stage-I conditions stipulated by the Government of India, Ministry of Environment & Forests, Integrated Regional Office, Vijayawada, and requested to accord Final (Stage-II) approval for the proposal.

4. In the letter 6th read above, the Government of India, Ministry of Environment, Forests & Climate Change, Integrated Regional Office, Vijayawada, have accorded (Stage-II) approval under Section-2 of Forest (Conservation) Act, 1980, for diversion of 0.85 ha. of forest land in compartment No.132, Mangalagiri Block, Tadepalli RF, Guntur for providing BT surface to the road from Brahmanandapuram Church to AIIMS road in favour of Municipal Commissioner, Tadepalli Municipality, Tadepalli, subject to certain conditions stipulated therein.

5. After careful examination of the proposal, the Government hereby accord permission to the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, for diversion of 0.85 ha. of forest land in compartment No.132, Mangalagiri Block, Tadepalli RF, Guntur for providing BT surface to the road from Brahmanandapuram Church to AIIMS road in favour of Municipal Commissioner, Tadepalli Municipality, Tadepalli, subject to the following conditions:-

i. Legal status of the diverted forest land shall remain unchanged;

**(Contd.P.2)**

ii. The times of the trees to be felled in the diverted forest area shall be planted and maintained in the nearby degraded forest area by the State Forest Department from the amount which has already been realized from the User Agency.

iii. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency;

iv. The muck generated in the earth cutting if any, will be disposed off at designated dumping sites and in no case the muck/debris will be disposed off in the forest areas;

v. The User Agency shall construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost;

vi. The DFO, Guntur Forest Division reported that along southern boundary of the road the electricity department laid electrical poles and electrical line (11KV) by violating the provisions of Forest (Conservation) Act, 1980. Hence, it is to inform that the forest area utilized for laying of electrical pole and line shall not be treated as diverted under FCA, 1980 and the State Government shall initiate action against violators under the local forest Act and may direct the electricity department to remove their assets. In case, the electricity department is interested in the project, they may be directed to submit proposal seeking approval from the competent authority under FCA, 1980;

vii. The User Agency shall raise avenue plantation on both sides of the road wherever possible at the project cost;

viii. Wherever feasible, translocation of trees may be carryout at the cost of the User Agency;

ix. Construction of culverts / bridges, if any, over the natural streams/rivers/canals shall be done in such a manner that it does not hamper the natural course of water, does not give rise to water logging, and also does not hamper movement of wild animal;

x. Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO concerned so as to stabilize the soil;

xi. The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area;

xii. The layout plan of the proposal shall not be changed without the prior approval of the Central Government;

xiii. The user agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage / tree felling and no labour camp shall be established inside the forest area;

xiv. Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it shall be the responsibility of the user agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna;

xv. The total forest area utilized for the project shall not exceed 0.85 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal;

**(Contd.P.3)**

xvi. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work;

xvii. The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government;

xviii. The User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project;

xix. Any other conditions that the Central Government or Regional Officer (Central) of Integrated Regional Office, Vijayawada may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the User Agency;

xx. In the event of failure to comply with any of the above conditions the User Agency is liable for penal action per the provisions and guidelines of the Forest Conservation Act, 1980.

6. The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, shall take further necessary action in the matter accordingly.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**
**NEERABH KUMAR PRASAD**
**SPCIAL CHIEF SECRETARY TO GOVERNMENT**

To
The Principal Chief Conservator of Forests & Head of Forest Force,
Andhra Pradesh, Guntur.

**Copy to:**
The Inspector General of Forests (Central)
Government of India,
Ministry of Environment, Forests & Climate Change
Integrated Regional Office, Vijayawada,
Green House Complex, Gopal Reddy Road,
Vijayawada-520010

The Commissioner,
Tadepalli Municipality, Commissioner Office,
Near Police Station, Tadepalli, Guntur-522501.

SF/SC

// FORWARDED :: BY ORDER //

N. Jagadeeswari
SECTION OFFICER